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**U.S. District Court**  
**District of Idaho (LIVE Database)Version 4.0.3 (Pocatello - Eastern)**  
**CIVIL DOCKET FOR CASE #: 4:09-cv-00482-CWD**

Western Watersheds Project et al v. Bureau of Land  
Management et al  
Assigned to: Judge Candy W Dale  
Cause: 05:552 Freedom of Information Act

Date Filed: 09/24/2009  
Date Terminated: 09/30/2010  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Western Watersheds Project**

represented by **Todd C Tucci**  
ADVOCATES FOR THE WEST  
POB 1612  
Boise, ID 83701  
(208) 342-7024  
Email: [ttucci@advocateswest.org](mailto:ttucci@advocateswest.org)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**WildEarth Guardians**

represented by **Todd C Tucci**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Bureau of Land Management**

represented by **Nicholas J Woychick**

US ATTORNEY'S OFFICE  
Washington Group Plaza IV  
800 Park Blvd #600  
Boise, ID 83712  
(208) 334-1211  
Fax: 1-208-334-1414  
Email: Nick.Woychick@usdoj.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Department of the Interior**

represented by **Nicholas J Woychick**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
09/24/2009	<a href="#"><u>1</u></a>	COMPLAINT against all defendants ( Filing fee \$ 350 receipt number 0976000000000522323.), filed by Western Watersheds Project, WildEarth Guardians. (Attachments: # <a href="#"><u>1</u></a> Cover Sheet, # <a href="#"><u>2</u></a> Summons)(Tucci, Todd)
09/28/2009	<a href="#"><u>2</u></a>	Summons Issued as to Bureau of Land Management, Department of the Interior (Print attached Summons for service.) (jlg)
09/29/2009	<a href="#"><u>3</u></a>	Summons Reissued as to Bureau of Land Management, Department of the Interior (Print attached Summons for service.) (jlg)
10/30/2009	<a href="#"><u>4</u></a>	<i>Defendants' Answer to Plaintiffs' Complaint</i> ANSWER to <a href="#"><u>1</u></a> Complaint <i>Exhibits A-D</i> by Bureau of Land Management. (Attachments: # <a href="#"><u>1</u></a> Exhibit Exhibit A, # <a href="#"><u>2</u></a> Exhibit Exhibit B, # <a href="#"><u>3</u></a> Exhibit Exhibit C, # <a href="#"><u>4</u></a> Exhibit Exhibit D)(Woychick, Nicholas)
11/02/2009	<a href="#"><u>5</u></a>	NOTICE of Assignment to Magistrate Judge and Requirement for Consent sent to counsel for Bureau of Land Management, Western Watersheds Project, WildEarth Guardians re <a href="#"><u>4</u></a> Answer to Complaint, Consent/Objection to Magistrate due by 1/4/2010. (dks)
11/11/2009	6	CONSENT filed. (dks) (Entered: 11/12/2009)
11/19/2009	<a href="#"><u>7</u></a>	MOTION for Summary Judgment Todd C Tucci appearing for Plaintiffs Western Watersheds Project, WildEarth Guardians. Responses due by 12/14/2009 (Attachments: # <a href="#"><u>1</u></a> Plaintiffs' Separate Statement of Undisputed Material Facts in

		Support of Motion for Summary Judgment, # <a href="#">2</a> Memorandum in Support, # <a href="#">3</a> Declaration of Todd C. Tucci, # <a href="#">4</a> Exhibit 1 to Tucci Decl., # <a href="#">5</a> Exhibit 2 to Tucci Decl., # <a href="#">6</a> Exhibit 3 to Tucci Decl., # <a href="#">7</a> Exhibit 4 to Tucci Decl., # <a href="#">8</a> Exhibit 5 to Tucci Decl., # <a href="#">9</a> Exhibit 6 to Tucci Decl., # <a href="#">10</a> Exhibit 7 to Tucci Decl., # <a href="#">11</a> Exhibit 8 to Tucci Decl., # <a href="#">12</a> Exhibit 9 to Tucci Decl., # <a href="#">13</a> Exhibit 10 to Tucci Decl., # <a href="#">14</a> Exhibit 11 to Tucci Decl., # <a href="#">15</a> Exhibit 12 to Tucci Decl., # <a href="#">16</a> Exhibit 13 to Tucci Decl.)(Tucci, Todd)
11/23/2009	<a href="#">8</a>	<b>ALL PARTIES HAVE CONSENTED TO PROCEED BEFORE A US MAGISTRATE JUDGE</b> (cjm) (Entered: 11/24/2009)
12/14/2009	<a href="#">9</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">7</a> MOTION for Summary Judgment Nicholas J Woychick appearing for Defendants Bureau of Land Management, Department of the Interior. Responses due by 1/7/2010 (Woychick, Nicholas)
12/21/2009	<a href="#">10</a>	ORDER granting <a href="#">9</a> Motion for Extension of Time to File Response/Reply re <a href="#">9</a> MOTION for Extension of Time to File Response/Reply as to <a href="#">7</a> MOTION for Summary Judgment Responses due by 12/21/2009. Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
12/21/2009	<a href="#">11</a>	First MOTION for Summary Judgment Nicholas J Woychick appearing for Defendants Bureau of Land Management, Department of the Interior. Responses due by 1/14/2010 (Attachments: # <a href="#">1</a> Memorandum in Support Defendants' Response to Plaintiffs' Motion for Summary Judgment and in Support of Defendants' Motion for Summary Judgment, # <a href="#">2</a> Defendants' Statement of Undisputed Material Facts, # <a href="#">3</a> Declaration of Laura F. Bell, # <a href="#">4</a> Declaration of Philip Cooley)(Woychick, Nicholas)
12/21/2009	<a href="#">12</a>	RESPONSE to Motion re <a href="#">7</a> MOTION for Summary Judgment <i>Defendants' Response to Plaintiffs' Motion for summary Judgment and in Support of Defendants' Motion for Summary Judgment</i> filed by Bureau of Land Management, Department of the Interior. Replies due by 1/7/2010.(Woychick, Nicholas)
01/07/2010	<a href="#">13</a>	Consent MOTION for Extension of Time to File Response/Reply as to <a href="#">12</a> Response to Motion, <a href="#">11</a> First MOTION for Summary Judgment Todd C Tucci appearing for Plaintiffs Western Watersheds Project, WildEarth Guardians. Responses due by 2/1/2010 (Tucci, Todd)
01/27/2010	<a href="#">14</a>	ORDER re: <a href="#">13</a> Motion for Extension of Time to File Response/Reply re <a href="#">11</a> First MOTION for Summary Judgment Responses due by 2/15/2010. Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
02/16/2010	<a href="#">15</a>	Consent MOTION for Extension of Time to File Response/Reply as to <a href="#">11</a> First MOTION for Summary Judgment, <a href="#">7</a> MOTION for Summary Judgment Todd C Tucci appearing for Plaintiffs Western Watersheds Project, WildEarth Guardians.

		Responses due by 3/12/2010 (Tucci, Todd)
02/22/2010	<a href="#">16</a>	ORDER re <a href="#">15</a> Motion for Extension of Time to File Response/Reply re <a href="#">11</a> First MOTION for Summary Judgment Responses due by 3/15/2010 Replies due by 3/29/2010 and <a href="#">7</a> Motion for Summary Judgment Reply due 3/15/2010.. Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
02/22/2010		Reset Deadlines as to <a href="#">7</a> MOTION for Summary Judgment. Replies due by 3/15/2010. (cjm)
03/22/2010	<a href="#">17</a>	REPLY to Response to Motion re <a href="#">7</a> MOTION for Summary Judgment filed by Western Watersheds Project, WildEarth Guardians. (Attachments: # <a href="#">1</a> Declaration of Mark N. Salvo, # <a href="#">2</a> Exhibit 1, # <a href="#">3</a> Exhibit 2, # <a href="#">4</a> Exhibit 3, # <a href="#">5</a> Exhibit 4, # <a href="#">6</a> Exhibit 5, # <a href="#">7</a> Exhibit 6, # <a href="#">8</a> Exhibit 7, # <a href="#">9</a> Exhibit 8, # <a href="#">10</a> Exhibit 9, # <a href="#">11</a> Exhibit 10, # <a href="#">12</a> Exhibit 11)(Tucci, Todd) Modified on 3/23/2010 to correct linked motion (cjm).
03/22/2010	<a href="#">18</a>	SUPPLEMENT of Mark N. Salvo, Exh. 12a re <a href="#">17</a> Reply to Response to Motion, filed by Western Watersheds Project, WildEarth Guardians. (Attachments: # <a href="#">1</a> Exhibit 12b, # <a href="#">2</a> Exhibit 12c)(Tucci, Todd) Modified text on 3/23/2010 (cjm).
03/22/2010	<a href="#">19</a>	SUPPLEMENT of Mark N. Salvo, Exh. 22 re <a href="#">17</a> Reply to Response to Motion, filed by Western Watersheds Project, WildEarth Guardians. (Attachments: # <a href="#">1</a> Exhibit 23, # <a href="#">2</a> Exhibit 24, # <a href="#">3</a> Exhibit 25, # <a href="#">4</a> Exhibit 26a, # <a href="#">5</a> Exhibit 26b)(Tucci, Todd) Modified text on 3/23/2010 (cjm).
03/22/2010	<a href="#">20</a>	SUPPLEMENT of Mark N. Salvo, Exh. 27 re <a href="#">17</a> Reply to Response to Motion, filed by Western Watersheds Project, WildEarth Guardians. (Attachments: # <a href="#">1</a> Memorandum in Support 28, # <a href="#">2</a> Exhibit 29, # <a href="#">3</a> Exhibit 30, # <a href="#">4</a> Exhibit 31, # <a href="#">5</a> Exhibit 32, # <a href="#">6</a> Exhibit 33, # <a href="#">7</a> Exhibit 34)(Tucci, Todd) Modified text on 3/23/2010 (cjm).
03/22/2010	<a href="#">21</a>	SUPPLEMENT of Mark N. Salvo, Exh. 13 re <a href="#">17</a> Reply to Response to Motion, filed by Western Watersheds Project, WildEarth Guardians. (Attachments: # <a href="#">1</a> Exhibit 14, # <a href="#">2</a> Exhibit 15, # <a href="#">3</a> Exhibit 16, # <a href="#">4</a> Exhibit 17, # <a href="#">5</a> Exhibit 18, # <a href="#">6</a> Exhibit 19, # <a href="#">7</a> Exhibit 20, # <a href="#">8</a> Memorandum in Support 21)(Tucci, Todd) Modified text on 3/23/2010 (cjm).
03/23/2010		<b>CORRECTIVE ENTRY</b> - The entry docket number <a href="#">17</a> Reply to Response to Motion, filed by Western Watersheds Project, WildEarth Guardians was filed incorrectly in this case. The filing party shall re-submit their document as a Response to Motion, dkt #11, also so that the response date will term and the reply date will set. Please call Carrie at the Clerk's office with questions. (cjm)
03/23/2010	<a href="#">22</a>	RESPONSE to Motion re <a href="#">11</a> First MOTION for Summary Judgment filed by Western Watersheds Project, WildEarth Guardians. Replies due by 4/9/2010.(Tucci,

		Todd)
04/08/2010	<a href="#">23</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">11</a> First MOTION for Summary Judgment Nicholas J Woychick appearing for Defendant Bureau of Land Management. Responses due by 5/3/2010 (Woychick, Nicholas)
04/26/2010	<a href="#">24</a>	ORDER granting <a href="#">23</a> Motion for Extension of Time to File Reply re <a href="#">11</a> First MOTION for Summary Judgment Replies due by 5/21/2010.. Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
05/21/2010	<a href="#">25</a>	REPLY to Response to Motion re <a href="#">11</a> First MOTION for Summary Judgment <i>Reply Memorandum in Support of BLM's Motion for Summary Judgment</i> filed by Bureau of Land Management. (Attachments: # <a href="#">1</a> Second Declaration of Philip Cooley) (Woychick, Nicholas)
06/09/2010	<a href="#">26</a>	DOCKET ENTRY NOTICE of Hearing on Motions: <a href="#">7</a> MOTION for Summary Judgment, <a href="#">11</a> First MOTION for Summary Judgment - Motion Hearing set for 7/15/2010 02:00 PM in Boise, ID before Judge Candy W Dale. Note: Counsel consent to have hearing conducted in Boise. (ah)
07/15/2010	<a href="#">27</a>	<i>Minute Entry for proceedings held before Judge Candy W Dale: Motion Hearing held on 7/15/2010 Motions taken UNDER ADVISEMENT re <a href="#">11</a> First MOTION for Summary Judgment filed by Department of the Interior, Bureau of Land Management, <a href="#">7</a> MOTION for Summary Judgment filed by Western Watersheds Project, WildEarth Guardians. (Court Reporter/ESR Vicki Jones.) (Attachments: # <a href="#">1</a> Illustration) (so) (Entered: 07/16/2010)</i>
09/13/2010	<a href="#">28</a>	MEMORANDUM DECISION AND ORDER granting <a href="#">7</a> Motion for Summary Judgment on the Freedom of Information Act; denying <a href="#">11</a> Motion for Summary Judgment. Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
09/28/2010	<a href="#">29</a>	STIPULATION of Dismissal of <i>Second Claim for Relief</i> by Western Watersheds Project, WildEarth Guardians. (Tucci, Todd)
09/30/2010	<a href="#">30</a>	ORDER re: <a href="#">29</a> Stipulation of Dismissal filed by Western Watersheds Project, WildEarth Guardians. It is hereby ORDERED that Count II of the Plaintiff's Complaint <a href="#">1</a> is Dismissed. Signed by Judge Candy W. Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
09/30/2010	<a href="#">31</a>	JUDGMENT. Federal Defendants are directed to provide Plaintiffs with the names and addresses of all individual permittees and closely held entities or family owned businesses included in the BLM's Rangeland Administration System. Disclosure shall occur no later than 14 days after this Judgment becomes final and unappealable.

		Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
10/04/2010	<a href="#">32</a>	UNOPPOSED MOTION for Extension of Time to File <i>Petition for Attorneys Fees and Costs</i> Todd C Tucci appearing for Plaintiffs Western Watersheds Project, WildEarth Guardians. Responses due by 10/28/2010 (Tucci, Todd) .
10/06/2010	<a href="#">33</a>	ORDER Granting <a href="#">32</a> Consent Motion for Extension of Time. Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by jm)
12/15/2010	<a href="#">34</a>	STIPULATION <i>JOINT STIPULATION SETTTLING PLAINTIFFS' CLAIM FOR ATTORNEYS FEES AND COSTS</i> by Western Watersheds Project, WildEarth Guardians. (Tucci, Todd)
12/16/2010	<a href="#">35</a>	ORDER Approving Joint Stipulation <a href="#">34</a> Settling Plaintiffs' Claim for Attorney Fees and Costs. Signed by Judge Candy W Dale. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by jm)

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